THE HON'BLE SRI JUSTICE N.V. RAMANA

W.P. No. 15985 of 2007

Oral order:

The petitioner was appointed as Khalasi in the respondents-APSRTC in the year 1989. He was promoted to the post of Coach Builder in the year 1999. While so, the petitioner states that the respondents-APSRTC the post of Coach Builder was re-categorized as Trimmer/Tyre Mechanic/Electricians/Black Smith. The petitioner states that he was asked to work as Tyre Mechanic. The petitioner states that though in pursuance of the proceedings dated 15.05.2006 of the respondents-APSRTC, on 18.05.2006, he expressed his willingness to be re-categorized as Trimmer, but no action thereon had been taken by the respondents-APSRTC till date. He submits that since the respondents-APSRTC ignoring his claim are proceeding to consider the cases of his juniors, he filed the writ petition.

Heard the learned counsel for the petitioner and the learned Standing Counsel for the respondents-APSRTC.

Whether the post of Tyre Mechanic in which the petitioner is working can be re-categorized as Trimmer, is a matter for the respondents-APSRTC to consider. Suffice it to say that this Court in exercise of its jurisdiction under Article 226 of the Constitution of India, does not give any positive direction to the respondents-APSRTC to re-categorize the post of Tyre Mechanic as Trimmer, and more so when such re-categorization is required to be done having regard to the qualifications that are required to hold the said post. However, having regard to the fact that the representation dated 18.05.2006, said to have been made by the petitioner to the

2nd respondent is still pending, I deem it appropriate to dispose of the writ petition with the following directions:

The 2nd respondent is directed to consider and dispose of the representation dated 18.05.2006 of the petitioner, in accordance with law, expeditiously, preferably within a period of two months from the date of receipt of a copy of this order.

Accordingly, the writ petition is disposed of. No costs.

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N.V. RAMANA, J.

Dated: 3rd August, 2007.
KSR